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**MAILED**

SEP 30 2010

**OFFICE OF PETITIONS**

In re Application of :  
Sherman (Xuemin) Chen et al. :  
Application No. 10/713,415 :  
Filed: November 14, 2003 :  
Attorney Docket No. 15225US01 :

RESPONSE

This is a response to the petition filed March 15, 2010, seeking to expunge “a Notice of Appeal and Pre-Appeal Brief Request for Review” from the file record of the instant application.

Petitioner requests that the Notice of Appeal and Pre-Appeal Brief Request for Review be expunged from the file record of the instant application, as “[the instant] application has been issued as US Patent 7,502,475, and the lack of intent is therefore evident by virtue of there being no final rejection in that application to which an appeal could be taken.”

As an initial matter, it is noted that the papers being sought to be expunged were submitted in the instant application via the Office’s Electronic Filing System, *after* the instant application issued as US Patent 7,502,475. Also, as stated in the petition, “the Notice of Appeal and Pre-Appeal Brief Request for Review contained identifying information that could only pertain to the application intended.”

In view of the above, the documents requested to be expunged have been “closed” in the Image File Wrapper of the instant application, thereby preventing access thereto by the public.

Telephone inquiries concerning this communication should be directed to the undersigned at (571) 272 4914.

Ramesh Krishnamurthy  
Petitions Examiner  
Office of Petitions